

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

EDWARD MAURICE NELSON,)	
)	
Plaintiff,)	
)	
v.)	
)	1:21-cv-737
FORSYTH COUNTY SHERIFF)	
DEPARTMENT, BOBBY F.)	
KIMBROUGH, ROCKY JOYNER,)	
ROBERT E. SLATER, RICHARD)	
CARLETON, and BILLY WARREN,)	
)	
Defendants.)	

ORDER

On July 28, 2023 the United States Magistrate Judge's Recommendation ("Recommendation") was filed and notice was served on the parties pursuant to 28 U.S.C. § 636. (Docs. 36, 37.) No objections were filed within the time prescribed by Section 636.

The court need not make a de novo review and the Magistrate Judge's Recommendation is hereby adopted.


IT IS THEREFORE ORDERED that the Magistrate Judge's Recommendation, (Doc. 36), is **ADOPTED. IT IS FURTHER ORDERED** that this action is **DISMISSED WITHOUT PREJUDICE** pursuant to Local Rule 11.1(b) for failure to prosecute.

IT IS FURTHER ORDERED that Defendants Robert E. Slater, Richard Carlton, and Billy Warren's Motion to Dismiss, (Doc.

24), and Defendants Bobby Kimbrough and Rocky Joyner's Motion for Summary Judgment, (Doc. 28), are **DENIED AS MOOT**.

A Judgment dismissing this action will be entered contemporaneously with this Order.

This the 22nd day of September, 2023.


United States District Judge